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## SZAFERMA

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April 22, 2016

Hon. Karen M. Williams United States District Court District of New Jersey Mitchell H. Cohen Building & U.S. Courthouse 4th & Cooper Streets, Courtroom 5C Camden, NJ 08101

Re:

Kasilag v. Hartford Inv. Fin. Servs., LLC,

Civil No. 1:11-cv-01083-RMB-KMW (D.N.J.)

Dear Judge Williams:

In response to Your Honor's April 14, 2015 Text Order directing the parties to inform the Court of whether or not this case will be tried by a jury, Plaintiffs do not withdraw their jury demand with respect to their claim for lost investment earnings on all fees that the Court deems to be excessive. Plaintiffs, however, withdraw their jury demand with respect to the excessive fees component of their claim. Defendants do not agree that lost investment earnings are a claim or a remedy under Section 36(b), and will move to strike Plaintiff's jury demand in its entirety.

Additionally, Plaintiffs will file a motion for an advisory jury on all issues not triable of right by a jury pursuant to Rule 39(b). Defendants will oppose this motion.

Thank you.

Respectfully submitted, SZAFERMAN, LAKIND, BLUMSTEIN & BLADER, P.C.

/s/ Robert L. Lakind Robert L. Lakind, Esq.

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